

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

PEPSICO, INC., a North Carolina corporation,  
and THE CONCENTRATE  
MANUFACTURING COMPANY OF  
IRELAND, a corporation governed by the laws  
of the Republic of Ireland,

Plaintiffs,

v.

R. R. IMPORTACIONES, INC., a New Jersey  
corporation, JAMES MARTINEZ, an  
individual, and JOHN DOES 1-10,

Defendants.

Civil Action No.: 11-2315(PGS)(ES)

**NOTICE OF VOLUNTARY  
DISMISSAL WITHOUT PREJUDICE  
AS TO DEFENDANT  
JAMES MARTINEZ ONLY**

SO ORDERED: Peter Wohl  
DATED: 5/23/11

Please take NOTICE that pursuant to FED. R. CIV. P. 41(a)(1)(A), Plaintiffs Pepsico, Inc.  
and The Concentrate Manufacturing Company of Ireland hereby voluntarily dismiss this matter  
without prejudice as to Defendant James Martinez ONLY.

**GENOVA, BURNS & GIANTOMASI**

s/ John W. Bartlett

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Dated: May 22, 2011

and

**PATTISHALL, McAULIFFE, NEWBURY,  
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and The Concentrate Manufacturing Company of Ireland*